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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,
v.
PAUL ALEXANDER HODGE,
Defendant.

Case No. 2:21-CR-00200-RFB-VCF

**Stipulation To Continue Supervised
Release Revocation Hearing**
(Second Request)

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Kimberly M. Frayn, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defendant and Benjamin F. Nemec, Assistant Federal Public Defender, counsel for Paul Alexander Hodge, ("Hodge"), that the supervised release revocation hearing in the abovementioned case, which is currently scheduled for November 7, 2024 at 3:00 p.m., be continued and reset to a date and time convenient to this Court, but not sooner than 90 days from the current hearing date for the following reasons:

1. On or about December 14, 2023, Hodge appeared on a criminal Complaint alleging that he committed Covid-19 Relief Funds Bank Fraud, a violation of 18 U.S.C. §

1 1344(2), and was released on conditions pending a preliminary hearing, which is
2 presently scheduled for December 23, 2024.

3 2. On or about December 13, 2023, a petition seeking to revoke Hodge's
4 supervised release was filed. At the June 11, 2024 initial appearance, Hodge was released
5 on bond pending a revocation hearing in this case, which is currently set for November 7,
6 2024 at 3:00 pm before this Court.

7 3. The parties have agreed to continue the supervised release revocation
8 hearing for at least 90 days. The parties have agreed to try to negotiate a global resolution
9 to include the revocation violations¹ and the fraud matter. Assistant Federal Public
10 Defender Nemec has requested access to the discovery in the fraud case and will need
11 additional time to review it before attempting to negotiate the case.

12 4. If an agreement cannot be reached, the parties will need additional time to
13 adequately prepare for the revocation hearing.

14 5. The defendant is at liberty and will not be unduly prejudiced by the brief
15 delay requested herein.

16 6. The parties agree to the continuance.

17 7. The additional time requested herein is not sought for purposes of delay,
18 but merely to allow the government sufficient time within which to adequately prepare
19 for the revocation hearing. Additionally, denial of this request for continuance could
20 result in a miscarriage of justice, and the ends of justice served by granting this request,

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25 ¹ On or about December 14, 2023, a petition seeking to revoke Hodge's supervised
26 release was also filed. The revocation hearing in that matter is currently set for November
19, 2024 in case number 2:21-cr-93-KJD-BNW.

1 outweigh the best interest of the public and the defendant in a speedy hearing.

2 8. This is the second stipulation to continue the hearing.

3 DATED this 31st day of October, 2024.

4 Respectfully submitted,

5
6 RENE L. VALLADARES
7 Federal Public Defender

JASON M. FRIERSON
United States Attorney

8 */s/ Benjamin F. Nemec*
9 By _____
10 Benjamin F. Nemec
Assistant Federal Public Defender

/s/ Kimberly M. Frayn
By _____
KIMBERLY M. FRAYN
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4
5 Plaintiff,
6 v.
7 PAUL ALEXANDER HODGE,
8 Defendant.

Case No. 2:21-CR-00200-RFB-VCF

**Findings of Fact, Conclusions of Law
and Order**

9
10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore,
12 the Court finds that:

13 1. On or about December 14, 2023, Hodge appeared on a criminal Complaint
14 alleging that he committed Covid-19 Relief Funds Bank Fraud, a violation of 18 U.S.C. §
15 1344(2), and was released on conditions pending a preliminary hearing, which is
16 presently scheduled for December 23, 2024.

17 2. On or about December 13, 2023, a petition seeking to revoke Hodge's
18 supervised release was filed. At the June 11, 2024 initial appearance, Hodge was released
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20 2024 at 3:00 pm before this Court.

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22 hearing for at least 90 days. The parties have agreed to try to negotiate a global resolution
23 to include the revocation violations² and the fraud matter. Assistant Federal Public
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Defender Nemec has requested access to the discovery in the fraud case and will need additional time to review it before attempting to negotiate the case.

4. If an agreement cannot be reached, the parties will need additional time to adequately prepare for the revocation hearing.

5. The defendant is at liberty and will not be unduly prejudiced by the brief delay requested herein.

6. The parties agree to the continuance.

7. The additional time requested herein is not sought for purposes of delay, but merely to allow the government sufficient time within which to adequately prepare for the revocation hearing. Additionally, denial of this request for continuance could result in a miscarriage of justice, and the ends of justice served by granting this request, outweigh the best interest of the public and the defendant in a speedy hearing.

8. This is the second stipulation to continue the hearing.

ORDER

THEREFORE, IT IS HEREBY ORDERED that the revocation hearing in the above-captioned matters, currently scheduled for November 7, 2024, be vacated and continued to February 4, 2025 at 8:30 a.m.

DATED this 3rd day of November at 2024.



HONORABLE RICHARD F. BOULWARE, II
UNITED STATES DISTRICT COURT JUDGE